

FOURTEENTH GUAM LEGISLATURE
1977 (FIRST) Regular Session

CERTIFICATION OF PASSAGE OF AN ACT TO THE GOVERNOR

This is to certify that Substitute Bill No. 108, "An Act repealing and reenacting certain sections of the Government and Civil Codes relating to the registration of operators of motor vehicles, registration of motor vehicles and for other purposes" was on the 20th day of December, 1977, duly and regularly passed.

JOSEPH F. ADA
Speaker

ATTESTED:

Ernesto M. Espaldon
ERNESTO M. ESPALDON
Legislative Secretary

This Act was received by the Governor this 22nd day of
December, 1977, at 5:55 o'clock P.M.

Ruth F. Non Pat
RUTH F. NON PAT
Assistant Staff Officer
Governor's Office

APPROVED:

/s/ RICARDO J. BORDALLO

RICARDO J. BORDALLO
Governor of Guam

DATED: DEC 31 1977

11:40 A.M.

P.L. 14-92

FOURTBENTH GUAM LEGISLATURE
1977 (FIRST) Regular Session

Bill No. 108
(As Substituted by the
Committee on Finance
and Taxation)

Introduced by Committee on Rules
at the request of
the Governor

AN ACT REPEALING AND REENACTING CERTAIN
SECTIONS OF THE GOVERNMENT AND CIVIL
CODES RELATING TO THE REGISTRATION OF
OPERATORS OF MOTOR VEHICLES, REGISTRATION
OF MOTOR VEHICLES AND FOR OTHER PURPOSES.

BE IT ENACTED BY THE PEOPLE OF THE TERRITORY OF GUAM:

Section 1. Subsections (e) and (j) of Section 23100 of the
Government Code are repealed and reenacted to read:

"(e) An applicant for a license or permit shall submit
an application to the Department of Revenue and Taxation
on a form prescribed by it, verified under oath and con-
taining the following information:

(1) the applicant's full name, age, sex, and both
mailing and residence addresses;

(2) the height, weight, and color of eyes of
the applicant;

(3) the kind of license applied for;

(4) whether the applicant has been licensed
previously as an operator or chauffeur, and if so,
when and in what jurisdiction and whether or not any
such license has been suspended or revoked, and if
so, the date of and reason for such suspension or
revocation;

(5) whether the applicant previously has been
refused an operator's or chauffeur's license in Guam,
and if so, the date and the reason for such refusal;

1 (6) whether the applicant has previously
2 operated a motor vehicle, and if so, for what length
3 of time;

4 (7) whether the applicant has the normal use
5 of both hands and feet;

6 (8) whether the applicant has ever been afflicted
7 with heart condition, epilepsy, paralysis, insanity,
8 or other disability or disease affecting his ability
9 to exercise reasonable and ordinary control in operating
10 a motor vehicle upon a highway;

11 (9) whether the applicant understands traffic
12 signs and signals;

13 (10) one parent or guardian of an applicant under
14 the age of eighteen (18) shall attest to his relation-
15 ship with the minor; certify the correctness of in-
16 formation furnished on the application form; give his
17 consent to the issuance of a license to the applicant
18 and shall sign the application;

19 (11) the applicant and licensing official shall
20 sign all approved applications and date the application
21 at the time signatures are made; and

22 (12) any other information necessary to determine
23 whether the applicant is entitled to a license under
24 this Title.

25 An applicant for a chauffeur's license shall state
26 the type of vehicle or combination of vehicles he desires
27 to operate.

1 (j) Every license and permit shall state whether it
2 is an operator's or chauffeur's license or instruction permit
3 and shall bear thereon the distinguishing number assigned
4 to the application, the dates of issue and expiration, the
5 name, date of birth, residence address, height, weight,
6 color of eyes, a photograph of the licensee (except that the
7 instruction permit shall not bear a photograph of the
8 licensee), and a space upon which the licensee shall write
9 his usual signature. No license shall be valid until it
10 has been signed by the licensee. In the case of a chauffeur's
11 license, the license shall also state whether it is
12 a general or restricted license, and if restricted, the type
13 of vehicle or combination of vehicles the licensee is permitted
14 to operate. Each license and permit shall also contain
15 a space for common restrictive requirements such as
16 corrective lenses, hearing aid, hand control or pedal
17 extension, left foot accelerator, no night driving, or
18 other."

19 Section 2. Section 23325 of the Government Code is repealed
20 and reenacted to read:

21 "Section 23325. Registration: Expiration. Every
22 vehicle registration under this Title and every registration
23 card issued shall be renewed annually. Upon payment of
24 proper fees, the Department of Revenue and Taxation may
25 renew the registration of vehicles.

26 A portion of all registered vehicles shall be required
27 to be registered each calendar month and such registration
28 shall expire at midnight on the last day of that month.

1 (a) The required date of registration for each
2 owner of a vehicle is to be established by the Director
3 of the Department of Revenue and Taxation in such a
4 manner that a staggered renewal procedure is adopted
5 for the territory.

6 (b) The Director of the Department of Revenue
7 and Taxation shall publicize by all media means
8 available and especially newspaper, radio, television
9 and government bulletin boards, the regulations setting
10 forth procedures promulgated by him in accordance with
11 the Administrative Adjudication Act to effect a
12 staggered vehicle registration at least sixty (60) days
13 prior to implementation of the new registration
14 period.

15 (c) The Director of the Department of Revenue
16 and Taxation, for the sole purpose of making a transi-
17 tion to the staggered renewal schedule, shall, notwith-
18 standing other sections of this Code, develop a regis-
19 tration fee schedule which will permit a short term
20 registration of less than twelve (12) months, followed
21 by a registration of twelve (12) months duration or
22 provide an option to pay a fee for a single registra-
23 tion in excess of twelve (12) months but not to exceed
24 twenty-four (24) months."

25 Section 3. Section 23327 of the Government Code is repealed
26 and reenacted to read:

27 "Section 23327. Registration. Renewal. An owner
28 applying for renewal of vehicle registration shall make
29 application to the Department of Revenue and Taxation during
30 the month in which his registration expires by presenting

1 the registration card issued by the department for use at
2 the time of renewal and by payment of the full annual fee
3 for such vehicle as provided in this Title. The Department
4 of Revenue and Taxation may, in addition, require a written
5 application for renewal, verified under oath, setting
6 forth information required pursuant to Section 23304
7 of this Code for a new vehicle registration and such
8 additional information as may be required by the department."

9 Section 4. Section 23329 of the Government Code is repealed
10 and reenacted to read:

11 "Section 23329. License Plates: Renewal. (a) Every
12 license plate and special plate issued under this Title
13 expires at midnight on the last day of the month in which
14 the registration expires each year. Upon application to
15 the Department of Revenue and Taxation and payment of the
16 fee provided in this Title, the person to whom any such plate
17 was issued may obtain a new plate or device indicating
18 registration for the coming year.

19 (b) Every application for the renewal of a license
20 may be made during the month the registration expires but
21 shall be made by midnight of the last day of the month in
22 which the registration expires."

23 Section 5. Section 25 of the Civil Code is repealed and
24 reenacted to read:

25 "Section 25. Minors, who are. Minors are persons
26 under eighteen (18) years of age."

27 Section 6. A new Section 23100.6 is added to the Government
28 Code to read:

29 "Section 23100.6. Instruction permits: alternative
30 provision. The Director shall issue to any person who is

1 in his sixteenth (16th) year and has successfully completed
2 the written driver's license examination a permit which
3 shall be valid until such person reaches his sixteenth
4 (16th) birthday so long as he is accompanied by a licensed
5 parent or guardian while operating a motor vehicle."

6 Section 7. Section 3 of Public Law 14-5, as amended by
7 Public Law 14-57, is further amended to read as follows:

8 "Section 3. The Board of Commissioners of Guam Housing
9 and Urban Renewal Authority is directed to create a special
10 fund for the Authority and to deposit it to the proceeds of
11 sales it makes at the GHURA 500 project. The fund so
12 created shall be reserved by the Authority to reimburse the
13 General Fund of the government for the \$1.0 million
14 appropriated by Section 2 of this Act not later than June
15 30, 1973."

16 Section 8. Section 4233, (a), (3), of the Government Code
17 is amended to read:

18 "(3) 'Average annual salary' for any member of the
19 Legislature shall mean the average of the three (3) highest
20 annual salaries received by a member during his years of
21 credited service, whether, or not with the Legislature, or an
22 amount equivalent to the annual compensation paid the
23 Director of Administration at the time the Legislator applies
24 for benefits, whichever is greater."

25 Section 9. Section 15(2) of Public Law 12-60, Twelfth Guam
26 Legislature, is hereby amended to read as follows:

27 "(2). For the construction of a police and fire sub-
28 station in Merizo, including the purchase of a fire vehicle

1 and necessary firefighting equipment, not to exceed a total
2 of Two Hundred Fifty Thousand Dollars (\$250,000)."

3 Section 10. Section 8975 of the Government Code of Guam is
4 hereby amended to read as follows:

5 "Section 8975. Creation of Office. There is within
6 the Executive Branch of the government of Guam an Office of
7 Veterans Affairs. The Veterans Affairs Officer who is a
8 member of the classified service is the head of the Office
9 of Veterans Affairs. This section shall be effective upon
10 the establishment of the pay range by the Civil Service
11 Commission."

12 Section 11. Section 11999.4 of the Government Code of Guam
13 is hereby amended to read as follows:

14 "Section 11999.4. Apprentice Program Administrator.
15 There is hereby established within the Department of Adminis-
16 tration an Apprentice Program Administrator who shall be
17 responsible in administering the apprenticeship program.
18 He shall advise and assist line management in the develop-
19 ment, organization and administration of the apprenticeship
20 program. He shall work closely with heads of shops in the
21 preparation of training materials, planning of training
22 schedules, assuring adequate instruction the shops and in
23 coordinating the work experience and related training
24 phases of the program. He shall have direct supervision
25 of classroom instruction and shall be responsible for the
26 maintenance of apprentice training standards, for maintenance
27 and review of apprentice records, administration of
28 apprentice advancements and graduation, and submission of

1 reports. In addition, the Apprentice Program Administrator
2 shall be responsible for promoting the general welfare of
3 apprentices. This section shall be effective upon the
4 establishment of the pay range by the Civil Service Commis-
5 sion."

6 Section 12. Section 4106 of the Government Code of Guam
7 is amended, where pertinent, to read as follows:

"Director of Parks and Recreation	1	\$27,300
Director of Revenue & Taxation	1	29,900
Director of the Bureau of Budget & Management Research	1	29,900."

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12 Section 13. Appropriation. There is hereby appropriated
13 to the Public Utility Agency of Guam from any available funds in
14 the Unappropriated Surplus of the General Fund the sum of One
15 Hundred Thousand Dollars (\$100,000) to permit the design and
16 construction of six deep wells in the northern part of Guam, such
17 project being identified as EDA Project No. 67-11-01855.

18 Section 14. Subject to provisions of Public Law 14-27,
19 Section 4106 of Chapter II, Title V of the Government Code of
20 Guam is hereby amended in part to read as follows:

21 "Chief Commissioner \$16,000"

22 Section 15. The allocation of Two Hundred Sixty-Four
23 Thousand Dollars (\$264,000) in the FY78 budget appropriation of
24 Two Hundred Seventy-Nine Thousand Dollars (\$279,000) for con-
25 tractual services in the Highway Division of the Department of
26 Public Works for street lighting is authorized to be used to
27 pay Guam Power Authority charges for village street lights as well
28 as for street lights on primary, secondary and collector roads.
29 This action is taken to curb the disconnection of village street
30 lights while adequate sums remain available for the continuance
1 of service.

1 Section 16. The sum of Six Hundred Thousand Dollars
2 (\$600,000) is hereby appropriated from any available funds in the
3 Unappropriated Surplus of the General Fund for the purpose of
4 upgrading and providing necessary improvement to the present
5 water system serving the village of Santa Rita and its environ.

6 Section 17. The appropriation authorized under Section 16
7 of this Act is considered to be an initial appropriation for
8 the purpose of implementing the recommendations for the upgrading
9 and improvements to the Santa Rita-Agat Water System currently
10 being prepared in conjunction with the islandwide Drinking Water
11 Facilities Plan. Said implementation shall commence only after
12 the completion of the engineering report to be prepared under
13 the Territorial Water Facilities Plan.

14 Section 18. The appropriation made under Section 16 of
15 this Act is hereby authorized to be used as local matching share
16 to any available federal grant-in-aid program.

17 Section 19. The Public Utility Agency of Guam is hereby
18 authorized to seek all available federal grant-in-aid programs
19 to supplement the local appropriation authorized under this Act.
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